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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/759,811

10065 OLD GROVE ROAD

SAN DIEGO, CA 92131

01/16/2004

Patrick Miles

039US1

CONFIRMATION NO. 8249

FORMALITIES LETTER

OC00000012432028

Date Mailed: 04/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below. however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

• \$65 Late oath or declaration Surcharge.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid processing delays.

- o A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- o does not identify the residence (e.g., city and either state or foreign country) of each inventor.
- Proof of authority of the legal representative under 37 CFR 1.44.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service/Center

Initial Patent Examination Division (703) 308-1202

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